

110TH CONGRESS
1ST SESSION

S. 638

To amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 15, 2007

Mr. ROBERTS (for himself, Mr. CHAMBLISS, Mr. CRAIG, Mr. ENSIGN, Mr. HAGEL, Mr. ISAKSON, Mr. LOTT, Mr. LUGAR, and Mr. THUNE) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Collegiate Housing and
5 Infrastructure Act of 2007”.

1 **SEC. 2. CHARITABLE ORGANIZATIONS PERMITTED TO**
 2 **MAKE COLLEGIATE HOUSING AND INFRA-**
 3 **STRUCTURE GRANTS.**

4 (a) IN GENERAL.—Section 501 of the Internal Rev-
 5 enue Code of 1986 (relating to exemption from tax on cor-
 6 porations, certain trusts, etc.) is amended by redesign-
 7 ating subsection (r) as subsection (s) and by inserting
 8 after subsection (q) the following new subsection:

9 “(r) TREATMENT OF ORGANIZATIONS MAKING COL-
 10 LEGIATE HOUSING AND INFRASTRUCTURE IMPROVEMENT
 11 GRANTS.—

12 “(1) IN GENERAL.—For purposes of subsection
 13 (c)(3) and sections 170(c)(2)(B), 2055(a)(2), and
 14 2522(a)(2), an organization shall not fail to be
 15 treated as organized and operated exclusively for
 16 charitable or educational purposes solely because
 17 such organization makes collegiate housing and in-
 18 frastructure grants to an organization described in
 19 subsection (c)(7), so long as, at the time of each
 20 such grant, substantially all of the active members
 21 of the recipient organization are full-time students
 22 at the college or university with which such recipient
 23 organization is associated.

24 “(2) HOUSING AND INFRASTRUCTURE
 25 GRANTS.—For purposes of paragraph (1), collegiate
 26 housing and infrastructure grants are grants to pro-

vide, improve, operate, or maintain collegiate housing that may involve more than incidental social, recreational, or private purposes, so long as such grants are for purposes that would be permissible for a dormitory of the college or university referred to in paragraph (1). A grant shall not be treated as a collegiate housing and infrastructure grant for purposes of paragraph (1) to the extent that such grant is used to provide physical fitness equipment.

“(3) GRANTS TO CERTAIN ORGANIZATIONS HOLDING TITLE TO PROPERTY, ETC.—For purposes of this subsection, a collegiate housing and infrastructure grant to an organization described in subsection (c)(2) or (c)(7) holding title to property exclusively for the benefit of an organization described in subsection (c)(7) shall be considered a grant to the organization described in subsection (c)(7) for whose benefit such property is held.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to grants made in taxable years ending after the date of the enactment of this Act.

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